

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:)	
)	
Fairfield Sentry Limited, et al.,)	Chapter 15 Case
)	
Debtors in Foreign Proceedings.)	Case No. 10-13164 (SMB)
)	
)	Jointly Administered
)	
Fairfield Sentry Limited (In)	
Liquidation), et al., acting by and)	
through the Foreign)	
Representatives thereof,)	Adv. Pro. No. 10-03496 (SMB)
Plaintiffs,)	
)	Administratively Consolidated
-against-)	
)	
Theodoor GGC Amsterdam, et al.,)	
Defendants.)	

**[PROPOSED] ORDER RE: WITHDRAWAL OF
MOTIONS TO REMAND AND FOR ABSTENTION**

WHEREAS, between April and July 2010, the duly appointed foreign representatives of the liquidation proceedings of Fairfield Sentry Limited (“Sentry”), Fairfield Sigma Limited (“Sigma”) and Fairfield Lambda Limited (“Lambda,” and together with Sentry and Sigma, the “Plaintiffs”) pending before the Commercial Division of the High Court of Justice, British Virgin Islands, commenced actions against certain defendants (each, a “Remand Defendant” and together, the “Remand Defendants”) ¹ in the Supreme Court of the State of New York (the “State Court Actions”); and

WHEREAS, in or around September 2010, Plaintiffs removed the State Court Actions to federal court; and

¹ The Remand Defendants are listed in Exhibit A to this Order.

WHEREAS, in or around October 2010, the Remand Defendants timely filed motions to remand the actions to the Supreme Court of the State of New York and/or for mandatory or permissive abstention (the “Motions”),² which Motions are still pending; and

WHEREAS, the Notice of Withdrawal of Motions to Remand and For Abstention, filed January 13, 2017, informed the Court that the Remand Defendants desire to withdraw the Motions.

IT IS HEREBY ORDERED that the Motions of the Remand Defendants set forth in Exhibit A to this Order are hereby withdrawn.

SO ORDERED:

Dated: _____

STUART M. BERNSTEIN
United States Bankruptcy Judge

² The adversary proceedings in which the Motions were filed, along with the moving Remand Defendant and relevant docket number of each Motion, are set forth in Exhibit A.

Exhibit A
Motions to Remand and For Abstention Filed by Remand Defendants

Remand Defendant	Adversary Proceeding Number	Docket Number of Motion
AXA Isle of Man Limited	10-03623	6
Banco Itau Europa Luxembourg	10-03634	23
Banco Itau Europa Luxembourg SA	10-03755	5
Bank Julius Baer & Co. Ltd.	10-03635	19
Bank Julius Baer & Co. Ltd.	10-03636	19
Banque Cantonale Vaudoise	10-03635	19
Banque Cantonale Vaudoise	10-03636	19
Banque de Luxembourg	10-03616	13
Banque Pictet & Cie SA	10-03764	6
BBVA (Suisse) SA	10-03635	19
BBVA (Suisse) SA	10-03636	19
Blubank Ltd. n/k/a Inteligo Bank Ltd.	10-03750	4
BNP Paribas (Suisse) SA	10-03635	12
BNP Paribas (Suisse) SA	10-03636	12
BNP Paribas (Suisse) SA Ex Fortis	10-03635	12
BNP Paribas (Suisse) SA Ex Fortis	10-03636	12
BNP Paribas (Suisse) SA Private	10-03635	12
BNP Paribas (Suisse) SA Private	10-03636	12
Brown Brothers Harriman & Co.	10-03752	5
Caceis Bank Luxembourg	10-03624	10
Caceis Bank Luxembourg	10-03635	12
Caceis Bank Luxembourg	10-03636	12
CDC Ixis	10-03754	5
Citibank (Switzerland) AG a/k/a Citibank (Switzerland) Zurich	10-03640	9
Citibank (Switzerland) Zurich	10-03634	14
Citibank NA London	10-03622	10
Citivic Nominees Limited	10-03634	14
Compagnie Bancaire Espirito Santo SA aka Banque Privee Espirito Santo SA	10-03634	23
Compagnie Bancaire Helvetique	10-03635	19
Compagnie Bancaire Helvetique	10-03636	19
Credit Suisse (Bahamas) a/k/a Credit Suisse (Bahamas) Limited	10-03782	13
Credit Suisse AG, Nassau Branch	10-03782	13
Deutsche Bank (Cayman)	10-03746	5

Remand Defendant	Adversary Proceeding Number	Docket Number of Motion
Deutsche Bank (Suisse) SA Geneve	10-03745	5
Deutsche Bank AG Singapore	10-03747	5
Deutsche Bank Trust Company Americas	10-03744	5
EFG Bank (Gibraltar) Ltd.	10-03787	6
EFG Bank a/k/a EFG Bank AG and/or EFG Bank SA	10-03625	4
European Financial Group EFG S.A. and European Financial Group EFG (Luxembourg) S.A.	10-03787	6
Fortis (Isle of Man) Nominees Limited a/k/a ABN AMRO Fund Services (Isle of Man) Nominees Limited	10-03776	17
FS/CBESSA a/k/a Banque Privee Espirito Santo SA f/k/a Compagnie Bancaire Espirito Santo SA	10-03756	11
Hambros Guernsey Nominees	10-03799	6
HSBC Bank USA, N.A.	10-03634	14
HSBC Private Bank (C.I.) Limited	10-03631	10
HSBC Private Bank (Suisse) S.A.	10-03633	10
HSBC Private Banking Nominee 1 (Jersey) Ltd. (n/k/a Republic Nominees Limited)	10-03629	10
HSBC Securities Services (Luxembourg) SA	10-03630	10
ING Bank (Suisse) SA, as predecessor to Bank Julius Baer & Co. Ltd.	10-03801	5
Lombard Odier Darier Hentsch & Cie	10-03635	19
Lombard Odier Darier Hentsch & Cie	10-03636	19
Lombard Odier Darier Hentsch & Cie	10-03795	4
Merrill Lynch Bank	10-03634	17
Merrill Lynch Bank (Suisse) SA	10-03788	4
Nomura International PLC	10-03793	4
Quasarfun SPC	10-03635	19
Quasarfun SPC	10-03636	19
RBS Coutts Bank Ltd. now known as Coutts & Co. Ltd.	10-03496	97
Robinson & Co.	10-03628	10
Rothschild Bank AG Zurich (Dublin) a/k/a Rothschild Bank AG	10-03635	19
Rothschild Bank AG Zurich (Dublin) a/k/a Rothschild Bank AG	10-03636	19
Rothschild Bank Geneva (Dublin)	10-03635	19
Rothschild Bank Geneva (Dublin)	10-03636	19
Rothschild Lugano Dublin a/k/a Banca Privata Edmond de Rothschild Lugano SA	10-03635	19
Rothschild Lugano Dublin a/k/a Banca Privata Edmond de Rothschild Lugano SA	10-03636	19
Safra National Bank of New York	10-03634	21

Remand Defendant	Adversary Proceeding Number	Docket Number of Motion
SG Hambros Bank & Trust (Guernsey) Ltd. n/k/a SG Hambros Bank (Channel Islands) Limited	10-03799	6
SG Hambros Bank (Channel Islands) Limited-Guernsey Branch	10-03799	6
SG Hambros Nominees (Jersey)	10-03799	6
SG Private Banking (Suisse) SA	10-03786	2
SNS Global Custody B.V. a/k/a SNS Bank N.V.	10-03757	5
Societe Generale Bank & Trust	10-03635	19
Societe Generale Bank & Trust	10-03636	19
Union Bancaire Privee, UBP SA	10-03635	19
Union Bancaire Privee, UBP SA	10-03636	19
Verwaltungs und Privat-Bank AG Aktiengesellschaft	10-03635	36
Verwaltungs und Privat-Bank AG Aktiengesellschaft	10-03636	36
Vorarlberger Landes- und Hypothekenbank Aktiengesellschaft	10-03635	19
Vorarlberger Landes- und Hypothekenbank Aktiengesellschaft	10-03636	19